

Confidential Materials

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY

GEA MECHANICAL EQUIPMENT US, INC.,

Plaintiff,

v.

FIRST STATE INSURANCE  
COMPANY, ET AL.,

Defendants.

Civil Action No. 2-20-cv-  
09741-BRM-ESK

Hon. Brian R. Martinotti,  
U.S.D.J.

Hon. Edward S. Kiel,  
U.S.M.J.

**PLAINTIFF GEA MECHANICAL’S NOTICE OF MOTION FOR SUMMARY  
JUDGMENT UNDER FEDERAL RULE OF CIVIL PROCEDURE 56**

**PLEASE TAKE NOTICE** that on a date to be determined by the Court, Plaintiff GEA Mechanical Equipment US, Inc. (“GEA Mechanical”), by its undersigned counsel, K&L Gates LLP, shall move before the Honorable Brian Martinotti, U.S.D.J., for an Order granting summary judgment in favor of GEA Mechanical on all of Plaintiff’s claims, striking all of Defendants’ affirmative defenses, and for other and further relief as the Court deems just and proper.

**PLEASE TAKE FURTHER NOTICE** that in support of the motion, GEA Mechanical shall rely on the accompanying: Brief on Behalf of Plaintiff GEA Mechanical in Support of Its Motion for Summary Judgement; Plaintiff’s Statement of Material Facts Not in Dispute in Support of Plaintiff’s Motion for Summary Judgement; and the Certification of Donald Kiel in Support of Plaintiff’s Motion for Summary Judgment.

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**PLEASE TAKE FURTHER NOTICE** that GEA Mechanical requests oral argument on the motion if opposed.

**PLEASE TAKE FURTHER NOTICE** that a proposed form of Order accompanies this motion.

Respectfully submitted,

**K&L GATES LLP**  
Attorneys for Plaintiff

By:   
Donald W. Kiel

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Dated: June 24, 2022

Attorneys for Plaintiff,  
GEA Mechanical Equipment US, Inc.

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**CERTIFICATE OF SERVICE**

I, Donald Kiel, hereby certify on this 24th day of June 2022, a true and correct copy of the foregoing document is being served by E-Mail on all defendants, as set forth on the attached Service List.

By:

  
\_\_\_\_\_  
Donald W. Kiel

Dated: June 24, 2022

**GEA Mechanical Equipment US, Inc. v. Federal Insurance Company, et al.,  
Docket No. 2-20-cv-09741-BRM-ESK (D.N.J.)**

**Service List**

<b>PARTY</b>	<b>COUNSEL</b>
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